

ARRAIGNMENT/DETENTION MINUTES:

Time Set: 2:30 p.m.
Started: 2:40 - 2:46
Ended: 2:58 - 3:01

Split Time: _____

Case Number: 2:17cr126
Defendant: Daryl G. Bank

Date: 5/2/2018
Presiding Judge: Lawrence R. Leonard
Courtroom Deputy: L. Woodcock
Court Reporter: FTR
U.S. Attorney: Beth Yusi
Defense Counsel: James Brucalotti
(☒) Retained () Court appointed () AFDP
Interpreter: _____

INITIAL APPEARANCE:

- () Indictment
() Supervised Release
() Probation
() Pretrial Violation

COUNSEL:

- () Court explained right to counsel
() Counsel waived
() Counsel desired.
() Affidavit executed and filed in open court
() Court directed appointment of counsel
() Defendant ordered to pay \$ _____
beginning _____ and each month thereafter
until paid in full

ARRAIGNMENT: Superseding indictment

- () Defendant formally arraigned
(☒) Defendant waived formal arraignment
() Defendant entered plea of guilty
(☒) Defendant entered plea of not guilty
() Jury demanded
(☒) Jury Waived
(☒) Jury waiver executed and filed
() Preliminary motions deadline 5-16-18
() Response motions deadline _____
(☒) TRIAL () SRVH () PVH set on 11-27-18 @ 10:00 (MSD) (☒) Norfolk () Newport News

APPEARANCE AT PRELIMINARY HEARING:

- (☒) Court inquired as to whether defendant wishes appear
at preliminary hearing.
() Waiver of Appearance executed
() Arraignment: _____

DETENTION:

- () Detention Hearing () Held () Waived
() Government motion for detention:
() Granted () Denied () Motion to Withdraw
() Detention Ordered (☒) Remanded
() Bond set _____
() Special Conditions of Release
() Defendant continued on previous bond
() Additional Conditions of Release
() Defendant failed to appear
() Government motion for warrant -Granted

ORDERS:

- () Agreed Discovery/Protective Order Entered

PRELIMINARY HEARING:

- () Preliminary Hearing () Held () Waived
() Defendant stipulated to probable cause
() Court finds probable cause
() Defendant held for Grand Jury

SPEEDY TRIAL:

- (☒) By agreement of all parties, due to the
complexity of the case and/or in the
interest of justice, pursuant to 18 USC
3161(h), speedy trial is waived
(☒) Norfolk () Newport News

SPEEDY TRIAL:

- () The defendant requested time to file pretrial motions. The court granted this motion under 18 U.S.C.
3161(h)(7) and Bloate v. U.S., 2010 WL 757660 (U.S.) and finds that the ends of justice are served by granting
this request which outweighs the best interest of the public and the defendant in a speedy trial and the time
period from the arraignment to the motions deadline of _____ is excluded under the Speedy Trial Act.

Govt opposes Bench Trial

Def objects to new trial setting beyond Sept. - Court sets matter
for 11/27 - Jury trial
allowed.